



eBay Inc.

555 13th Street NW

Ste 300, East Tower

Washington, DC 20004

June 5, 2003

The Honorable Sam Brownback
United States Senate
303 Hart Senate Office Building
Washington, D.C. 20510

Dear Senator Brownback:

As the fastest growing commercial marketplace on the Internet, and a platform where millions of entrepreneurs reach global customers every day, eBay supports your legislation on digital rights management (DRM) technologies.

This legislation reiterates a critical theme that we hope Congress remembers when working through these issues – that marketplace driven solutions are the best way to address the DRM problem. As a company that offers a secondary market for the sale of used copyrighted works, we understand the importance of combating online piracy while protecting rightsholders – otherwise, there would be no market for copyrighted works.

Most importantly, we applaud this legislation as a crucial first step in the effort to protect and promote secondary markets for digital goods. Your resale provisions are a step forward in creating a “first sale doctrine” in the digital realm. We will continue to work with you to come up with solutions that promote competition and reward consumers who choose to purchase digital goods rather than pirate them.

Once again, we commend you for your leadership on this issue, and we stand ready to support this measure being enacted into law as quickly as possible.

Sincerely,

A handwritten signature in black ink, appearing to read "Tod Cohen".

Tod Cohen
Associate General Counsel, Global Policy

